

# ORANGE COUNTY PLANNING COMMISSION

## SUMMARY MINUTES

HEARING DATE: DECEMBER 16, 2009

### II. Roll Call

*All Commissioners were present.*

### III. Consent Item (s) – Minutes of December 2, 2009

*The motion to approve the minutes as presented was moved by Commissioner Hall and seconded by Commissioner Lam and was carried by a unanimous vote.*

### IV. Discussion Item(s)

#### ITEM #1. PUBLIC HEARING – SITE DEVELOPMENT PERMIT AND USE PERMIT – (PA080045) – KEVIN AND LORI SMITH RESIDENCE

Site Development and Use Permit to the Planning Commission\* A Use Permit is required per ZC section 7-9-137.5 (f) for over height walls that have been constructed without permits. Additional over height walls are proposed. Walls are located on the sides and rear of the property accessory to existing single family dwelling. A site development permit is required for proposed accessory structures--the pool, pool cabana, and fireplace etc. per the COA noted (\*PC hearing required per Condition of Approval of BOS Resolution 92-746 and related LLA 91-063).

The following is the action taken by the Orange County Planning Commission:

*The motion of Item #1 was moved by Commissioner Goacher and seconded by Commissioner Zenger for approval and recommended adoption, with the modification to Condition #10 as follows: "Prior to the issuance of a grading permit, the owners shall provide evidence to the Manager, Land Use Planning that they have provided notice to all property owners adjacent to Fox Springs Road, that they will be using the road for construction access to the project site. The owner shall have the project contractor provide a performance bond to repair Fox Springs Road if damage occurs. Video evidence of before and after condition of Fox Springs Road shall be provided to the County by owner's contractor. A release of said performance bond shall be subject to the review and approval of Manager, Inspection Services;" and additional Condition #23: "Prior to the issuance of any grading permit or retaining wall permit, the applicant shall prepare a detailed landscape/screening plan to be reviewed and approved by the Manager, Land Use Planning. Said landscape/screening plan shall provide specific measures to be undertaken to screen and soften the appearance of the existing rear yard retaining walls from public view. Measures shall include a combination of landscape screening and the designation of architectural finish surface of the walls and shall include a color and materials board. All improvements specified by the approved landscape/screening plan shall be constructed prior to Permit Final for the retaining walls;" as recommended by OC Public Works/Planning and Development Services, was carried by unanimous vote.*

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## SUMMARY MINUTES

December 16, 2009

APPROVE AS RECOMMENDED ☒

OTHER ☐

DELETED ☐

Unanimous ☒ (1) Lam: Y (2) Adams: Y (3) Goacher: Y (4) Zenger: Y (5) Hall: Y

Vote Key: Y=Yes; N=No; A=Abstain; X=Excused

Special Notes: Kevin Smith, owner of the property spoke in favor of this item. Approval is subject to an appeal and will be final in fifteen days unless an appeal is filed.

### V. Reports from OC Planning

There was nothing reported.

#### a) Upcoming Agenda Items

##### **January 13, 2010**

1. PA090011 Giracci Vineyards
2. Election of Officers for 2010

#### b) Reports on Recent Actions of the Board of Supervisors

1. Zoning Code Amendment CA 09-02 - Landscape Irrigation Code was heard by the Board of Supervisors on December 15, 2009.

#### c) Previous Commission or Commissioner Requests

1. Commissioners requested a parking analysis and workshop be placed on an agenda in February 2010.
2. SB375 be placed on an agenda in February 2010.
3. Commissioners requested to have CEQA documents be provided to them in electronic or hard copy form. (Example: EIR 531)
4. Lam will be absent from the January meetings.

**Planning Commission Hearing adjourned at 3:16 p.m.**